



**AGENDA
CITY OF CEDAR FALLS, IOWA
CITY COUNCIL MEETING
TUESDAY, JANUARY 03, 2023
7:00 PM AT CITY HALL, 220 CLAY STREET**

Call to Order by the Mayor

Roll Call

Pledge of Allegiance

Approval of Minutes

1. Regular meeting of December 19, 2022.

Agenda Revisions

Special Presentations

Public Forum. (Speakers will have one opportunity to speak for up to 5 minutes on topics relevant to City business.)

Staff Updates

Special Order of Business

2. Public hearing on the proposed FY2023-FY2028 Capital Improvements Program (CIP).
 - a) Receive and file proof of publication of notice of hearing. (Notice published December 21, 2022)
 - b) Written communication filed with the City Clerk.
 - c) Staff comments.
 - d) Public comments.
 - e) Resolution approving and adopting the FY2023-FY2028 Capital Improvements Program (CIP).
3. Resolution declaring an official intent under Treasury Regulation 1.150-2 to issue debt to reimburse the City for certain original expenditures paid in connection with specified projects.
4. Public hearing on a proposed Southwest Cedar Falls Urban Renewal Plan for a proposed urban renewal area.
 - a) Receive and file proof of publication of notice of hearing. (Notice published December 22, 2022)
 - b) Written communications filed with the City Clerk.
 - c) Staff comments.
 - d) Public comments.
 - e) Resolution determining an area of the City to be an economic development area, and that the rehabilitation, conservation, redevelopment or a combination thereof, of such area is necessary in

the interest of the public health, safety or welfare of the residents of the City; designating such area as appropriate for urban renewal projects; and adopting the Southwest Cedar Falls Urban Renewal Plan.

5. Resolution approving and authorizing execution of an Offer to Buy Real Estate and Acceptance for real estate located at 6512 West Ridgeway Avenue relative to expansion of the West Viking Road Industrial Park. (contingent upon approval of previous item)

Old Business

6. Repass, over Mayor's veto, Ordinance #3021, amending Section 18-23(5), Powers and duties of the Planning and Zoning Commission, of the Code of Ordinances relative to removing 2/3 majority vote required by City Council to approve amendments to the City's comprehensive plan that are disapproved by the Planning and Zoning Commission. (Requires five aye votes to override Mayor's veto)
7. Repass, over Mayor's veto, Ordinance #3022, amending Chapter 26, Zoning, of the Code of Ordinances relative to removing the 2/3 majority vote required by City Council to approve zoning amendments that are disapproved by the Planning and Zoning Commission. (Requires five aye votes to override Mayor's veto)

Consent Calendar: (The following items will be acted upon by voice vote on a single motion without separate discussion, unless someone from the Council or public requests that a specific item be considered separately.)

8. Receive and file the report of the Mayor relative to the appointment of Mayor Pro Tem for 2023.
9. Receive and file the report of the Mayor relative to the appointment of Standing Committees for 2023.
10. Receive and file Disclosures of Potential Conflicts of Interest for elected officials.
11. Receive and file the City Council Goal Setting Report of November 15 & 17, 2022.
12. Receive and file the City Council Standing Committee minutes of December 19, 2022 relative to the following items:
 - a) Capital Improvements Program (CIP).
 - b) Format of FY2024 City Council Goals, Work Program and Short-Term Financial Plan document.
13. Receive and file CFD 1123: Mayor Policy - Council Meeting Security and Good Order.
14. Receive and file CFD 1129: Mayor Policy - Administrator Performance Evaluation.
15. Receive and file the resignation of Don Timmerman as a member of the Housing Commission.
16. Receive and file Departmental Monthly Reports of November 2022.
17. Approve the following applications for retail alcohol licenses:
 - a) Huhot Mongolian Grill, 6301 University Avenue, Special Class C retail alcohol - renewal.
 - b) Hy-Vee Market Grille, 6301 University Avenue, Class C retail alcohol – change in ownership.
 - c) Hy-Vee Food Store, 6301 University Avenue, Class E retail alcohol – change in ownership.
 - d) AmericInn by Wyndham, 5818 Nordic Drive, Class B retail alcohol – new.
 - e) Holiday Inn Express & Suites, 1614 Technology Parkway, Class B retail alcohol – new.
 - f) Second State Brewing, 203 State Street, Class C retail alcohol & outdoor service – new.

Resolution Calendar: (The following items will be acted upon by roll call vote on a single motion without separate discussion, unless someone from the Council or public requests that a specific item be considered separately.)

18. Resolution Calendar with items considered separately.

19. Resolution approving and adopting the FY2024 City Council Goals, Work Program and Short-Term Financial Plan.
20. Resolution approving and authorizing execution of a Services Agreement with Cope Murphy + Co. LLP relative to providing lobbyist services relative to legislative action.
21. Resolution approving and adopting amendments to Personnel Policy 307: Overtime, for the City of Cedar Falls.
22. Resolution levying a final assessment for costs incurred by the City to mow the property located at 316 East 10th Street.
23. Resolution levying a final assessment for costs incurred by the City to mow the property located at 323 West 2nd Street.
24. Resolution levying a final assessment for costs incurred by the City to mow the property located at 829 Lilac Lane.
25. Resolution approving and authorizing execution of an Agreement for the Use of State or Local Overtime and Authorized Expense/Strategic Initiative Program for Organized Crime Drug Enforcement Task Force (OCDETF) for FY2023, Case #WC-IAN-139.
26. Resolution approving and authorizing execution of an Agreement for the Use of State or Local Overtime and Authorized Expense/Strategic Initiative Program for Organized Crime Drug Enforcement Task Force (OCDETF) for FY2023, Case #WC-IAN-136.
27. Resolution approving and authorizing execution of a Travel Iowa Data Co-op Agreement with the Iowa Economic Development Authority (IEDA) relative to access to statewide and localized visitation data.
28. Resolution approving and authorizing execution of a Storm Water Maintenance and Repair Agreement with Cedar Falls Community School District (CFCSD) relative to a post-construction stormwater management plan for the 70-acre site along West 27th Street.
29. Resolution approving and authorizing execution of a Storm Water Maintenance and Repair Agreement with Covenant Medical Center relative to a post-construction stormwater management plan for 226 Bluebell Road.
30. Resolution approving and authorizing execution of an Owner Purchase Agreement; and approving and accepting one Temporary Construction Easement, in conjunction with the Main Street Reconstruction Project.
31. Resolution approving and accepting two Warranty Deeds, in conjunction with the Main Street Reconstruction Project.
32. Resolution approving a C-1, Commercial Zoning District site plan for construction of a tri-plex to be located on Lot 4, Hannah Park Commercial Addition.
33. Resolution setting January 17, 2023 as the date of public hearing on the proposed rezoning to R-4, Multiple Unit Residential, and associated zoning agreement for property located on Greenhill Circle, Midway Business Park.
34. Resolution setting January 17, 2023 as the date of public hearing on the proposed rezoning from R-4, Multiple Unit Residential, to R-1, One & Two Unit Residential, for Lots 1-4, Midway Second Addition.

Allow Bills and Claims

35. Allow Bills and Claims for January 3, 2023.

Council Updates and Announcements

Council Referrals

Executive Session

36. Executive Session to discuss Legal Matters per Iowa Code Section 21.5(1)(c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation.

Adjournment